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November 10, 2021

By ECF

Honorable Nicholas G. Garaufis  
United States District Judge  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, NY 11201

**Re: *Stephen LoCurto v. United States of America*, 10-CV-4589 (NGG)**

Dear Judge Garaufis:

I write in response to Your Honor's October 29, 2021, Order requesting a status report from the parties and seeking additional clarification regarding the Petitioner's request for new counsel.

I have discussed these issues with co-counsel, Bernard K. Freamon. He respectfully declines to discuss any substantive matters with me as per Mr. LoCurto's direction.

Accordingly, I renew my August 23, 2021, request to be relieved as counsel as I currently am in an untenable position. Mr. LoCurto and Mr. Freamon have declined to permit me to continue to engage as counsel representing Mr. LoCurto.

Very truly yours,



James Roth, Esq.

cc: Bernard K. Freamon, Esq. (By ECF)  
Stephen LoCurto (By First Class Mail)